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DEPARTMENT OF
WATER RESOURCES

2007 MAY -2 PM 2:07

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

Patrick D. Brown, ISB #4413
HUTCHINSON & BROWN, LLP
104 Lincoln St., P.O. Box 207
Twin Falls ID 83303-0207
Telephone: (208) 733-9300

Attorneys for **LeRoy Fairchild**

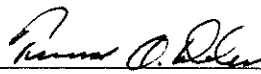
IN THE DISTRICT COURT OF THE 5th JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	Subcase No. 45-569, 45-574, 45-575, 45-576,
	)	45-618, 45-2658
Case No. 39576	)	
	)	ORDER GRANTING MOTION TO WITHDRAW
	)	AS COUNSEL FOR LEROY FAIRCHILD
	)	
_____	)	

This matter came on for hearing on Thursday, 4-26-07. Patrick D. Brown appeared as counsel for LeRoy Fairchild; Travis Thompson appeared as counsel for Claimant Martin; Chris Bromley appeared as counsel for the State of Idaho. Upon review of the MOTION FOR LEAVE TO WITHDRAW AS COUNSEL FOR LEROY FAIRCHILD and AFFIDAVIT in support thereof on file herein, and good cause appearing:

1. Counsel Patrick D. Brown is granted leave of the Court permitting him to withdraw as attorney of record for LeRoy Fairchild.
2. Pursuant to Rule 11(b)(3), IRCP, LeRoy Fairchild is hereby ordered to appoint another attorney to appear, or to appear in person in this case by filing a written notice with the Court stating how he will proceed without an attorney, within twenty (20) days from the date of service or mailing of this Order to LeRoy Fairchild.
3. Patrick D. Brown is ordered to proceed with due diligence to serve copies of this Order upon LeRoy Fairchild and all other parties to the action and file proof of service with the Court. Patrick D. Brown may make such service upon LeRoy Fairchild by personal service or by certified mail to the last known address most likely to give notice to the client, which service shall be complete upon mailing.
4. Pursuant to Rule 11(b)(3), IRCP, no further proceedings can be had in this action which will affect the rights of LeRoy Fairchild for a period of twenty (20) days after service or mailing of the Order of withdrawal to LeRoy Fairchild.
5. If LeRoy Fairchild fails to file and serve an additional written appearance in this action, either in person or through a newly appointed attorney within such twenty (20) day period, such failure shall be sufficient grounds for entry of default and default judgment against such party or dismissal of the action of such party, with prejudice, without further notice.

Dated this 2nd day of May, 2007.



Terrence Dolan, Special Master

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO WITHDRAW AS COUNSEL FOR LEROY FAIRCHILD was mailed on May 02, 2007, with sufficient first-class postage to the following:

ANNE R MARTIN
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May 1, 2007

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MAY 03 2007
DEPARTMENT OF
WATER RESOURCES

Clerk of District Court
SNAKE RIVER BASIN ADJUDICATION
253 3rd Ave. N.
P.O. Box 2707
Twin Falls ID 83303-2707

Re: **Fairchild**, LeRoy - Water Rights
Case #39576 / Sub #45-574, 45-575, 45-576, 45-618, 45-2658

Dear Clerk:

Enclosed herewith for Special Master Dolan's signature, please find proposed ORDER GRANTING MOTION TO WITHDRAW AS COUNSEL FOR LEROY FAIRCHILD.

I have included 6 copies of the Order, together with stamped pre-addressed envelopes, for mailing conformed copies to counsel and parties.

Thank you.

Sincerely,


Patrick D. Brown

/cb

Enc.

cc: Travis Thompson, w/enc.
IDWR Document Depository, w/enc.
Natural Resources Div., Idaho Attorney General, w/enc.
Environment & Natural Resource Div., U.S. Dept. of Justice, w/enc.
LeRoy Fairchild, w/enc.

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Telephone: (208) 733-9300

Attorneys for **LeRoy Fairchild**

IN THE DISTRICT COURT OF THE 5th JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

* * * * *

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Dated this ____ day of May, 2007.

Terrence Dolan, Special Master

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the ____ day of May, 2007, (s)he served a true and correct copy of the within and foregoing document upon the following by depositing a copy thereof in the United States mail, postage prepaid, addressed to:

LEROY FAIRCHILD

84 E. Basin Rd.

Oakley ID 83346

Patrick D. Brown

HUTCHINSON & BROWN

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P.O. Box 207

Twin Falls ID 83303-0207

Travis Thompson

BARKER, ROSHOLT & SIMPSON

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P.O. Box 485

Twin Falls ID 83303-0485

(for Harold Rex & Anne Martin)

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Chief, Natural Resources Div.

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Environment & Natural Resource Div.

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